

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

APPLICANT(s):	L. Janesky	CONF. NO.	2118
SERIAL NO.:	10/785,303	ART UNIT:	3749
FILING DATE:	2/24/04	EXAMINER:	Wilson, Gregory A.
TITLE:	CRAWLSPACE FOUNDATION VENT COVERS		
ATTORNEY			
DOCKET NO.:	257-011351-US (PAR)		

Board of Patent Appeals and Interferences
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

REPLY BRIEF

This is in response to the Examiner's Answer dated September 4,
2007.

In Sections 9 and 10 of the Answer, the Examiner appears to confuse the vent frame (having external flanges 2 and vent closure (in the form of sheet cover 10) disclosed in Crofoot, and incorrectly assigns features of the Crofoot vent frame 2 to the vent closure 10. Moreover, there is nothing in the language of claim 1, nor any of the other claims on appeal, to allow the Examiner to morph vent frame and vent cover in Crofoot. As noted before claim 1 calls for air vent covers for attachment over air vent openings, to include... and seal [the air vent openings]. Claim 1 does not merely call for covers of any opening. Thus, according to claim 1, the air vent covers (have a configuration that) cover, close and seal the air vent openings. Now, looking again at Crofoot, it discloses external flange 2 that anchor the vent frame in the wall. Flange 2 in Crofoot is the vent frame and as such forms or defines the air vent opening. Sheet cover 10 is the air vent closure that covers the air vent opening formed by the flange 2. The vent frame and flange 2 in Crofoot cannot be reasonably read as an air vent cover. Claim 1 calls for the air vent covers comprising rectangular panels... with a flat outer surface surrounded by recessed peripheral border. The peripheral flange 2 in Crofoot, the Examiner relies on, is of the vent frame not of the air vent cover 10, and Crofoot fails to disclose air vent covers comprising rectangular panels with a flange outer surface surrounded by recessed peripheral border as otherwise called for in claim 1.

The Commissioner is hereby authorized to charge payment for any additional fees associated with this communication or credit any over payment to Deposit Account No. 16-1350.

Respectfully submitted,



Janik Marcovici
Reg. No.: 42,841

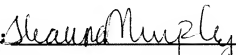
Date 11/5/07

Perman & Green, LLP
425 Post Road
Fairfield, CT 06824
(203) 259-1800
Customer No.: 2512

CERTIFICATE OF ELECTRONIC FILING

I hereby certify that this correspondence is being transmitted electronically, on the date indicated below, addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: 11/5/07

Signature: 
Shauna Murphy
Person Making Deposit